

Springerville Town Council  
Minutes  
April 5, 2006

Present: Kay Dyson Mayor, Mary Nedrow Vice Mayor, Mark Baca, Pete Hunt and Phelps Wilkins

Staff: Scott Garms Town Manager, Val Cordova Town Clerk, Tim Shaffery and Eduardo Coronado Town Attorneys, Larisa Bogardus, James Hamblin, Tom Malone and Chief West

Public: Ron Smith, Jay Whitmore, Michael Godwin, Kelly Meyer, Mike Lopez, Davis Goeralt, Karen Glennon, Dave & Kim Holloway, Kay Wilkins Sue Chacon, Sam Madariaga, Thomas Davis, Albert Lassen, Kim and Dave Holoway.

1. Mayor Dyson called the meeting to order at 6:00 p.m.
2. The Pledge of Allegiance was led by Councilman Baca, Invocation by Councilman Hunt
3. Public Participation: None
4. Manager, Council and Chamber Reports:

Mr. Garms reported that nine new residential building permits in three months time have been issued. Tom is working on the rehabilitation of one of our wells east of town. We will have a better report next month. The codification of the town code has been completed up to 2005 and we now have a code book we can work out of. The budget is moving forward and he hopes to begin budget workshops the first of next month.

Tom Malone updated the council on the rehab of the new town hall. He said they had only used about 23% of the budget however its time for the larger ticket items.

James Hamblin reported that he and Tom had attended a NACOG Transportation Subcommittee meeting today and listened to the outlined projects listed in 2010 which is a bridge in the Show Low.

Tom explained that there are some changes to the Maricopa project for 2006. They are making some adjustments and hope to have the engineering by next week with options to look at.

On behalf of the Chamber of Commerce Mr. Albert Lassen announced that they would be having a special meeting on Thursday and might hire a director.

5. Minutes: Consider approval of the minutes from the town council work session held on March 8, 2006 at 6:00 p.m.

Mary Nedrow/Pete Hunt motion to approve the minutes of March 8, 2006.

Vote:	Ayes:	Kay Dyson
		Mary Nedrow
		Mark Baca
		Pete Hunt
		Phelps Wilkins

6. Minutes: Consider approval of the minutes from the town council meeting held on March 15, 2006 at 6:00 p.m.

Pete Hunt/Mary Nedrow motion to approve the minutes of March 8, 2006.

Vote:	Ayes:	Kay Dyson Mary Nedrow Mark Baca Pete Hunt Phelps Wilkins
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7. Ordinance # 2006-005: Discussion, second reading, and action regarding ordinance 2006-005 adopting the public documents for the 2006 International Codes for building, residential one and two family dwelling, plumbing, mechanical, fire, fuel gas, and electrical.

Second reading by Mayor Dyson.

"An Ordinance of the Town of Springerville, Arizona, adopting the public documents Entitled "2006 International Building Code;" "2006 International Plumbing Code;" "2006 International Mechanical Code;" "2006 International Fire Code;" "2006 International Fuel Gas Code;" and 2006 ICC Electrical Code Administrative Provisions" by reference; Amending Chapter 15.04.010 Building Code and Chapter 15.12.010 Fire Code of the Town of Springerville Municipal Code; providing for severability; providing penalties for violations and establishing an effective date."

Pete Hunt/Mary Nedrow motion to adopt ordinance 2006-005 with all of the above referenced codes.

Vote:	Ayes:	Kay Dyson Mary Nedrow Mark Baca Pete Hunt Phelps Wilkins
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8. Conditional Use Permit Appeal: Discussion and action regarding the appeal of Conditional Use Permit application 2006-C002, which was denied by the Planning and Zoning Commission during the March 9, 2006 regular meeting.

Council members Mark Baca and Phelps Wilkins recused themselves and left the dais.

Mayor Dyson stated that there is a report from planning and zoning commission in the council packets, and a letter from Caroline Turley and a signed objection petition with four signatures and the zoning code telling the council what they can and cannot do.

The council has three options:

- To uphold the decision of the commission and deny the permit,
- Reverse the decision and grant the permit or
- Table the matter for a public hearing.

Ms. Bogardus stated that the concern is that a number of home occupations seem to be going into a concentrated area.

The planning and zoning Chairman Bill Lucas reviewed what had taken place at the meeting and reiterated the commission's concern for home occupations going in a concentrated residential area and the potential effects. He said that while deed restrictions should be considered, they are not an issue that the commission enforces nor should it preclude issuing a conditional use permit. There was a lengthy discussion at which the commission voted three to one not to approve a conditional use permit.

Mr. Lucas stated that he was the one vote against the commission as he does not see a problem with home occupations and does not see this as spot zoning. He understands the concern of the residents but does not see Maricopa becoming commercial. Maricopa is already a busy street and he does not

see this home occupation having an impact on traffic. He stated that he supports the commission's decision but only from a consensus standpoint.

Ms. Turley spoke on her behalf stating that she just had a baby girl and wanted to be able to spend as much time as she can with her. She has to work and wanted to combine her time. She said there would only be two cars at one time.

Eric Baca also spoke on her behalf. He addressed the traffic that was already there and said he also owned the property directly behind him.

Vice Mayor Nedrow stated that she was in favor of it. She drove by the property and did not see an issue with traffic.

Councilman Hunt agreed with the Vice Mayor and said he also drove by and saw that there is plenty of parking for two, three or more cars. Beauty salons are allowable as home occupations in the zoning code, but if we don't want them in residential areas then we need to change the code not deny it.

Mayor Dyson said she agreed with the council members for the same reasons. She stated that conditions could be assigned to this permit.

Ms. Bogardus advised the council that they have a list of recommended conditions in their packet.

Pete Hunt/Mary Nedrow motion to reverse the decision of the planning and zoning commission, grant the permit with the six conditions listed by staff, and add another limiting it to one operator.

Vote:	Ayes:	Kay Dyson
		Mary Nedrow
		Mark Baca
		Pete Hunt
		Phelps Wilkins

9. Resolution # 2006-R005: Discussion and action regarding resolution #2006-R005 declaring as a public record certain documents filed with the Town Clerk and Entitled "National Electric Code 2005."

Resolution read by Mayor Dyson. "A Resolution of the Town Council for the Town of Springerville, Arizona Declaring as a Public Record Certain Documents Filed with the Town Clerk and Entitled "National Electric Code 2005."

Mary Nedrow/Mark Baca motion to adopt resolution # 2006-R005 making the "National Electric Code 2005," a public document.

Vote:	Ayes:	Kay Dyson
		Mary Nedrow
		Mark Baca
		Pete Hunt
		Phelps Wilkins

10. Ordinance #2006-006: Discussion and first reading of ordinance #2006-006 amending Chapter 15.08 electrical code of the Town of Springerville.

First reading by Mayor Dyson. "An ordinance of the Town of Springerville, Arizona, adopting the public documents entitled "National Electrical Code 2005" by reference; amending chapter 15.08 Electrical

Code of the Town of Springerville Municipal code: providing for severability; providing penalties for violations; and establishing an effective date:

11. AZ Game Fish Proposal for Becker Lake: Discussion and action regarding a proposal from the Arizona Game & Fish Department to convert Becker Lake into a trophy trout fishery.

Mike Godwin field supervisor for the east half of the Pinetop region of AZ Game & Fish explained that they are proposing to convert Becker Lake to a trophy Trout fishery. This would make it an artificial fly and lure only lake and the trout would have to be released. The Game & Fish are asking the support of the local entities. He explained that this proposal is only a regulation change on the lake, and will not affect the license permits or a special license to fish Becker Lake. The lake will continue to be open year round. Several public hearings will be held to get more public input.

Mary Nedrow/Mark Baca motion to accept the proposal from the Arizona Game & Fish department to turn Becker Lake into a Trophy Trout Fishery.

Vote:	Ayes:	Kay Dyson
		Mary Nedrow
		Mark Baca
		Pete Hunt
		Phelps Wilkins

12. Little Colorado River Watershed Coordinating Council. Discussion and action regarding a presentation and request by Ron Smith of the LCRWCC.

Mr. Ron Smith explained who he is and who the LCRWCC are. The council consists of over fifty state and federal agencies, municipalities, county and state governments and institutions of learning and private organizations and industries. He then presented a brief power point explaining long range planning and current needs for the water shed. He stated that they operate under the umbrella of the Little Colorado River Plateau RC&D. In the long range plan they need the help and support of the stakeholders with the commitment of funding to secure our future water in this watershed. To determine the amount of funding from each town they used the 2000 census at a dollar per person. He asked the town of Springerville to budget \$1,972 to fund this effort to help make it a reality.

Mayor Dyson explained that cities and towns by the year 2008 will have to show the State of Arizona a water plan.

Mr. Smith reported that this plan has been well received by each place he has presented to and given a commitment from each.

Mary Nedrow/Mark Baca motion to add this to next year's budget.

Vote:	Ayes:	Kay Dyson
		Mary Nedrow
		Mark Baca
		Pete Hunt
		Phelps Wilkins

13. Request to set a Monument on Town Property: Discussion and action regarding a request submitted by Karen Glennon to site a Merriam Elk monument on the grounds of the Springerville Community Center Site.

Ms. Karen Glennon on behalf of the Old Spanish Trail Sculpture and Art Association asked the permission of the town council to place a monument of a Merriam Elk sculpture on town hall property. They presented a picture showing the sculpture of the Merriam Elk running with trees and a fountain in front of the old school and said they would like to place it in that area. They are here tonight to ask approval to put this sculpture on the grounds.

Mark Baca/Phelps Wilkins motion to approve the Merriam Elk monument to be sited on town property as proposed.

Vote:	Ayes:	Kay Dyson
		Mary Nedrow
		Mark Baca
		Pete Hunt
		Phelps Wilkins

14. Tourism Tax Committee Appointment: Discussion and action regarding an appointment to the Tourism Tax Committee.

Mr. Garms stated that Roxanne Knight's position on the Tourism Tax Committee had expired on December 31, 2005 and verbally expressed interest to James Hamblin to continue her membership.

James Hamblin explained the procedures for requesting money from the tax committee and how money has been allocated so far.

Kay Dyson/Mary Nedrow motion to reappoint Roxanne Knight to the tax committee.

Vote:	Ayes:	Kay Dyson
		Mary Nedrow
		Mark Baca
		Pete Hunt
		Phelps Wilkins

15. Parks Committee Appointment: Discussion and action regarding an appointment to the Parks Committee.

Mayor Dyson advised the council members that they have one application from Debbie Rogers who is the Events, Recreation and Tourism Coordinator for the town of Eagar. She was asked to consider being part of this committee and she submitted an application. This position was advertised for a considerable length of time and this was the only application received.

Mary Nedrow/Mark Baca motion to appoint Debbie Rogers to the Parks Committee with a term expiring on December 31, 2006.

Vote:	Ayes:	Kay Dyson
		Mary Nedrow
		Mark Baca
		Pete Hunt

Phelps Wilkins

16. Council Board Appointments: Discussion and action regarding council regarding council appointments to fill vacancies left by the resignation of Councilman Cray for the remainder of the fiscal year. Mr. Garms advised the council that the Utilities Board is the one that needs a representative now.

Councilman Hunt volunteered to be the representative on the Utilities Board.

Mary Nedrow/Pete Hunt motion to appoint Pete Hunt to the Utilities Board.

Vote:	Ayes:	Kay Dyson
		Mary Nedrow
		Mark Baca
		Pete Hunt
		Phelps Wilkins

Mr. Garms said he would put all of the committee's on the agenda in June and give information on each committee for council review.

17. Joint Quarterly Meeting: Discussion and action regarding quarterly meetings with the Eagar Town Council.

Mayor Dyson said that they used to have quarterly meetings with the Town of Eagar and suggested resuming those meeting. There are many issues that are of concern to both towns. One town can't do something in one town without it affecting the other. There are no decisions only discussion.

Mary Nedrow/Mark Baca motion to resume the quarterly meetings with the Town of Eagar.

Councilman Hunt stated that he was in favor of these meetings but that they have a set specific agenda of value.

Mayor Dyson stated that they have done this in the past with focused agenda items. She recommended a one item agenda. She reiterated that no decisions are made by either council.

Councilman Hunt suggested that each council have an opportunity to suggest agenda items to their respective manager and have them schedule the meeting.

Vote:	Ayes:	Kay Dyson
		Mary Nedrow
		Mark Baca
		Pete Hunt
		Phelps Wilkins

18. Adjournment:

Pete Hunt/Mary Nedrow motion to adjourn the meeting at 7:40 p.m.

Vote:	Ayes:	Kay Dyson
		Mary Nedrow
		Mark Baca
		Pete Hunt
		Phelps Wilkins

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Kay Dyson, Mayor

ATTEST:

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Town Clerk

I hereby certify that the foregoing is a true and correct copy of the minutes of the Springerville Town Council in regular session on Wednesday, April 5, 2006. I further certify that the meeting was duly called and a quorum was present.

Dated this 10<sup>th</sup> day of April, 2006

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Town Clerk